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CHRYSLER GROUP LLC

UNITED STATES DISTRICT COURT
FOR THE CENTRAL DISTRICT OF CALIFORNIA
WESTERN DIVISION

PETER VELASCO, et. al,

Plaintiffs,

v.

CHRYSLER GROUP LLC,

Defendant.

CASE NO. 2:13-CV-8080 DDP (VBKx)

Assigned to the Honorable
Dean D. Pregerson

**CHRYSLER GROUP LLC'S
REQUEST FOR JUDICIAL NOTICE**

DATE: July 28, 2014
TIME: 10:00 a.m.
COURTROOM: 3

1 Pursuant to Federal Rule of Evidence 201, Defendant Chrysler Group LLC
2 requests that this Court take judicial notice of the following documents, copies of
3 which are attached:

4 1. The California Emission Warranty for model-year 2011 Jeep Grand
5 Cherokee vehicles. A copy of this document is attached hereto as Exhibit A.

6 Under Federal Rule of Evidence 201, this Court can take judicial notice of
7 this document because “[e]ven if a document is not attached to a complaint, it may
8 be incorporated by reference into a complaint if the plaintiff refers extensively to the
9 document or the document forms the basis of plaintiff’s claim.” United States v.
10 Ritchie, 342 F.3d 903, 908 (9th Cir. 2003); *see also* Knievel v. ESPN, 393 F.3d
11 1068, 1076 (9th Cir. 2005) (taking judicial notice of document because Plaintiffs’
12 claims necessarily “depend[] on the contents”); Seifi v. Mercedes-Benz USA, LLC,
13 2013 WL 2285339, *1 fn.1 (N.D. Cal. 2013) (in considering motion to dismiss,
14 court took judicial notice of excerpts of warranty submitted by defendant because
15 warranty was incorporated into complaint); Hovsepian v. Apple, Inc., 2009 WL
16 2591445, *1 fn.3 (N.D.Cal. 2009) (in considering motion to dismiss, court took
17 judicial notice of express warranty because the “complaints reference the warranty
18 and resolution of the claims for relief will depend at least in part on the
19 enforceability of the express warranty”).
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1 DATED: May 28, 2014

2 Respectfully submitted,

3 **THOMPSON COBURN LLP**

4
5 By: /s/ Rowena Santos

6 **MITCHELL N. REINIS**
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12 **CHRYSLER GROUP LLC**
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CERTIFICATE OF SERVICE

I am employed in the County of Los Angeles, State of California. I am over the age of 18 and not a party to the within action. My business address is 2029 Century Park East, Suite 1900, Los Angeles, CA 90067.

A true and correct copy of the foregoing document described as:

CHRYSLER GROUP LLC'S REQUEST FOR JUDICIAL NOTICE

will be served or was served (a) on the judge in chambers in the form and manner required by Local Rules and (b) in the manner indicated below.

☒ **(TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING ("NEF"))** – Pursuant to controlling General Order(s) and Local Rule(s), the foregoing document will be served by the Court via NEF and hyperlink to the document. On May 28, 2014, I checked the CM/ECF docket for this case and determined that the following persons are on the Electronic Mail Notice List to receive NEF transmission at the email address(es) indicated on the attached service list.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Executed on **May 28, 2014**, at Los Angeles, California.

Michisha R. Jiles
(Type or print name)

/s/ Michisha R. Jiles
(Signature)

SERVICE LIST

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Case No. 2:13-CV-8080 DDP (VBKx)

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